

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

TERRAFORM LABS PTE LTD. and DO
HYEONG KWON,

Defendants.

Civil Action No. 23 Civ. 1346 (JSR)

Hon. Jed S. Rakoff

**NOTICE OF MOTION TO EXCLUDE THE OPINIONS AND TESTIMONY OF DR.
MATTHEW EDMAN IN HIS SUPPLEMENTAL EXPERT REPORT**

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 60(b) and Federal Rule of Evidence 702, upon the accompanying Memorandum of Law and the exhibits thereto, Defendants respectfully move this Court at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007-1312, at a date and time to be determined by the Court, to exclude the opinions and testimony of Dr. Matthew Edman in their entirety pursuant to Federal Rule of Civil Procedure 60(b) or, in the alternative, to exclude the opinions and testimony of Dr. Edman raised in his February 27, 2024 Supplemental Expert Report and to permit Raj Unny to testify as to the technical definitions of “processing” and “settlement” in response to these newly-raised issues by the SEC.

Date: March 12, 2024

Respectfully submitted,

/s/Mark G. Califano

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Counsel for Defendant Do Hyeong Kwon

CERTIFICATE OF SERVICE

I, Mark G. Califano, certify that I caused a true and correct copy of the foregoing to be served on all counsel of record via the Court's ECF system on March 12, 2024.

/s/ Mark G. Califano
Mark G. Califano